IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO.283 OF 2005

State Bank of India ..Plaintiff.

Vs.

Shri Bhagvatula Anand & Anr. ..Defendants.

Mr.A.B.Salunke i/b.M/s.S.Ashwinkumar & Co. for the Plaintiff.

None for the Defendants.

CORAM : S.J. VAZIFDAR, J.
DATED : 7TH DECEMBER, 2005

P.C. :

This is a usual bank suit to recover the loan advanced by the Plaintiff to Defendant Nos.1 and 2. Defendant No.3 is a guarantor.

2. The learned counsel for the Plaintiffs tenders a compilation of original documents. The same are taken on record and marked Exhibit "A" collectively.

3. The loan was advanced under a written agreement. The Defendant Nos.1 and 2 executed the loan agreement. Defendant No.3 has executed the suit guarantee. There is no reply to the Plaintiff’s Advocate’s notice demanding payment.

4. No appearance has been filed. There is no defence to the suit. The averments and the submissions in the plaint are therefore accepted as correct.

5. In the circumstances, the suit is decreed as prayed. However, interest after the date of the suit shall be on the principal amount of Rs.3,00,000/- only.

Refund as per rules.